

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

10 UNITED STATES OF AMERICA, )  
11 Plaintiff, ) CASE NO. CR06-149 RSM  
12 v. )  
13 ) DETENTION ORDER  
14 MARCEL RODRIGUEZ- )  
15 ZURITA, )  
16 a/k/a Jenny, )  
a/k/a Yency Gonzalez-Quesada, )  
Defendant. )

**Offense charged:**

Count I: Conspiracy to Distribute Heroin and Cocaine, in violation of Title 21 U.S.C., Sections 841(a)(1), 841(b)(1)(A), 841(b)(1)(B) and 846.

Date of Detention Hearing: June 29, 2006

The Court, having conducted an uncontested detention hearing pursuant to Title 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community. The Government was represented by

## DETENTION ORDER

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1 Sarah Vogel. The defendant was represented by Courtney Knudsen.

2 **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

- 3 (1) There is probable cause to believe the defendant committed the drug  
4 offense. The maximum penalty is in excess of ten years. There is  
5 therefore a rebuttable presumption against the defendant's release based  
6 upon both dangerousness and flight risk, under Title 18 U.S.C. §  
7 3142(e).
- 8 (2) Nothing in this record satisfactorily rebuts the presumption against  
9 release:
- 10 (a) Defendant admitted to being in the county illegally. She is a  
11 citizen of Columbia with no ties to the Western District of  
12 Washington.
- 13 (b) Her criminal history includes an outstanding warrant for failing to  
14 appear and defendant is associated with four aliases and two dates  
15 of birth.
- 16 (3) Defendant stipulates to detention.
- 17 (4) Based upon the foregoing information, which is consistent with the  
18 recommendation of U.S. Pre-trial Services, it appears that there is no  
19 condition or combination of conditions that would reasonably assure  
20 future Court appearances and/or the safety of other persons or the  
21 community.

22 **It is therefore ORDERED:**

- 23 (1) The defendant shall be detained pending trial and committed to the  
24 custody of the Attorney General for confinement in a correction facility  
25 separate, to the extent practicable, from persons awaiting or serving  
26 sentences or being held in custody pending appeal;

- (2) The defendant shall be afforded reasonable opportunity for private consultation with counsel;
  - (3) On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility in which the defendant is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and
  - (4) The clerk shall direct copies of this order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 29th day of June, 2006.

  
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**MONICA J. BENTON**  
United States Magistrate Judge